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PTO/SB/31 (04-07)
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 3998P2652	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] July 25, 2007 on _____ Signature <u>Haley S. Smith</u> Typed or printed name Haley Smith		In re Application of LIEBERMAN, DANIEL	
		Application Number 10/646,903	Filed 08-22-2003
		For Method and Apparatus for Irrigation and Drain...	
		Art Unit 3767	Examiner MACNEILL, E.

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 250.00

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 23-0830. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☐ attorney or agent of record.
Registration number _____

☒ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. 60,775

Karen J. Sepura
Signature
Karen J. Sepura
Typed or printed name
(202) 216-9383
Telephone number
July 25, 2007
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

07/31/2007 RFEKADU1 00000061 10646903 250.00 0P 01 FC:2401

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3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
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6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
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9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: LIEBERMAN, DANIEL DOCKET NO.: 3998P2652
SERIAL NO.: 10/646,903 EXAMINER: MACNEILL, E.
FILED: 08/22/2003 ART UNIT: 3767
TITLE: METHOD AND APPARATUS FOR IRRIGATION AND DRAINAGE
OF THE BRAIN'S SUBDURAL SPACE USING A PERCUTANEOUS
APPROACH

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Weiss & Moy, P.C.
4204 N. Brown Avenue
Scottsdale, Arizona 85251

July 25, 2007

I hereby certify that on the 25th day of July, 2007 this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Karen J. Sepura

NOTICE OF APPEAL

Dear Sir:

This Notice of Appeal is filed in response to an Examiner's Office Action dated March 28, 2007 in regard to the above identified patent application. The requisite SB31 form is

attached, along with a check for the requisite fees. A request for a one-month extension is also submitted herewith, to permit the filing of this Notice of Appeal at this time.

If there are any fees incurred by this Notice of Appeal, please deduct them from our Deposit Account No. 23-0830.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Karen J. Sepura". The signature is fluid and cursive, with the first name "Karen" being more prominent.

Karen J. Sepura
Reg. No. 60,775
(202) 216-9383